

CONFERENCE COMMITTEE REPORT DIGEST FOR ESB 99

Citations Affected: IC 6-2.1-3-33; IC 36-11.

Synopsis: Onsite waste management districts. Proposed conference committee report to ESB 99. Allows the establishment of county onsite waste management districts. Specifies the requirements for: (1) establishment through a petition and hearing process; (2) inclusion of an area in a municipality under certain circumstances; (3) dissolution; and (4) operations. Specifies that in certain counties imposition of rates and charges by the district must be approved by the county council. (This conference committee report: (1) deletes provisions concerning onsite residential sewage discharging disposal systems and new sewage disposal system technologies; and (2) adjusts onsite waste management district provisions concerning district monitoring of the installation of sewage disposal systems, enforcement of standards by a local health department, district expenditures for systems for properties denied connection to a sewer system, hearings to establish district rates and charges, and enforcement of liens for delinquent district rates and charges.)

Effective: July 1, 2002.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT:

Your Conference Committee appointed to confer with a like committee from the House upon Engrossed House Amendments to Engrossed Senate Bill No. 99 respectfully reports that said two committees have conferred and agreed as follows to wit:

that the Senate recede from its dissent from all House amendments and that the Senate now concur in all House amendments to the bill and that the bill be further amended as follows:

- 1 Page 2, delete lines 4 through 42.
- 2 Delete page 3.
- 3 Page 4, delete lines 1 through 18.
- 4 Page 4, line 31, delete "as" and insert "**as**".
- 5 Page 4, line 32, delete "IC 13-11-2-201" and insert
- 6 "**IC 13-11-2-201**".
- 7 Page 4, line 40, after "performance;" insert "**and**".
- 8 Page 4, delete line 41.
- 9 Page 4, line 42, delete "(C)" and insert "**(B)**".
- 10 Page 5, line 12, delete "policy" and insert "**policies**".
- 11 Page 5, line 28, delete "management or" and insert "**management,**".
- 12 Page 5, line 28, delete "health." and insert "**health, or a local health**
- 13 **department.**".
- 14 Page 10, line 22, delete "A" and insert "**(a) Except as provided in**
- 15 **subsection (b), a**".
- 16 Page 10, between lines 25 and 26, begin a new paragraph and insert:
- 17 "**(b) A district may make expenditures or take other action for**
- 18 **the benefit of a property referred to in subsection (a) if the sanitary**
- 19 **system operator refuses connection.**".
- 20 Page 12, line 3, delete "users" and insert "**owners**".
- 21 Page 12, line 36, delete "The district shall record in the county

- 1 recorder's office".
 - 2 Page 12, delete line 37.
 - 3 Page 12, line 38, delete "charges."
 - 4 Page 12, run in lines 36 through 38.
 - 5 Page 12, line 38, delete "sections 5 and 6" and insert "**section 5**".
 - 6 Page 12, line 39, delete "at the time of the recording of the list." and
 - 7 insert "**on the date the rates and charges become sixty (60) days**
 - 8 **delinquent.**".
 - 9 Page 13, delete lines 24 through 32.
 - 10 Page 13, line 33, delete "Sec. 7." and insert "**Sec. 6.**".
 - 11 Page 14, delete lines 6 through 41.
 - 12 Renumber all SECTIONS consecutively.
- (Reference is to ESB 99 as reprinted February 26, 2002.)

Conference Committee Report
on
Engrossed Senate Bill 99

Signed by:

Senator Gard
Chairperson

Representative Weinzapfel

Senator Broden

Representative Mangus

Senate Conferees

House Conferees